

From: Keith Blake
To: Keith Blake
Date: Wed, Feb 12, 2003 4:27 PM
Subject: Proposed FCC Changes Cost Consumers

Message sent to the following recipients:

Senator Hutchison

Senator Cornyn

Message text follows:

Keith Blake
1001 S. Ed Carey Dr. Unit 190
Harlingen, TX 78552

February 12, 2003

[recipient address was inserted here]

[recipient name was inserted here],

The Federal Communications Commission is considering taking actions that will restrict consumer choice by deregulating local phone service.

Millions of Americans like me could have their phone service threatened if the local phone companies aren't required to allow competitors access to the market. I'm also concerned about the Commission's move to relieve all broadband Internet access facilities of open access obligations.

Both of these key decisions will limit my choices as a consumer by lessening competition, diminishing cost savings and threatening consumer protections. As a constituent, I urge you to support competition and open access for local phone service.

Sincerely,

Keith F. Blake

From: Ken Drew, Jr.
To: Ken Drew, Jr.
Date: Wed, Feb 12, 2003 8:00 PM
Subject: Proposed FCC Changes Cost Consumers

Message sent to the following recipients:

Senator Lugar
Senator Bayh
Representative Souder
Message text follows:

Ken Drew, Jr.
915 East First Street
Auburn, IN 46706-1939

February 12, 2003

[recipient address was inserted here]

[recipient name was inserted here],

The Federal Communications Commission **is** considering taking actions that will restrict consumer choice by deregulating local phone service.

Millions of Americans like me could have their phone service threatened if the local phone companies aren't required to allow competitors access to the market. I'm also concerned about the Commission's move to relieve all broadband Internet access facilities of open access obligations.

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Sincerely,

Ken Drew, Jr.

From: Kev5Mac@aol.com
To: Mike Powell
Date: Wed, Feb 12, 2003 6:58 PM
Subject: IN REGARDS TO UPCOMING FCC MEETING

**PLEASE RETAIN THE CURRENT RULES[RE: UNE-P AND LINESHARING] THAT ARE CURENTLY
IN EFFECT TO INSURE THAT COMPETITION CONTINUES TO FLOURISHACROSS THE COUNTRY.
THANKYOU**

**BOB GRAHAM
LEBER82@AOL.COM**

From: Kristen Zehner
To: Kristen Zehner
Date: Wed, Feb 12, 2003 1:25 PM
Subject: Proposed FCC Changes Cost Consumers

Message sent to the following recipients:

Senator Kohl
Senator Feingold
Representative Baldwin
Message text follows:

Kristen Zehner
118 Blue Spruce Ln
Marshall, WI 53559

February 12, 2003

[recipient address was inserted here]

[recipient name was inserted here],

The Federal Communications Commission is considering taking actions that will restrict consumer choice by deregulating local phone service.

Millions of Americans like me could have their phone service threatened if the local phone companies aren't required to allow competitors access to the market. I'm also concerned about the Commission's move to relieve all broadband Internet access facilities of open access obligations.

Both of these key decisions will limit my choices as a consumer by lessening competition, diminishing cost savings and threatening consumer protections. As a constituent, I urge you to support competition and open access for local phone service.

Urge you to CUT OFF the FCC at the pass. Who do their rogues think they are anyway?

Sincerely,

Kristen Zehner

From: Kristin Lee
To: Christopher Libertelli, Daniel Gonzalez, Commissioner Adelstein, jgoldse@fcc.gov, Kathleen Abernathy, Kevin Martin, Lisa Zaina, Matthew Brill, Michael Copps, Mike Powell
Date: Wed, Feb 12.2003 12:11 PM
Subject: Triennial Review Action Request

Good morning, please see attached documents that relate the Wyoming position on the Triennial Review
I respectfully submit these for your consideration. Sincerely, Kristin Lee, Commissioner of the Wyoming
Public Service Commission

Wyoming PSC Comment on the Triennial Review

Wyoming is one rural, geographically large, low population density state where it would make more sense to have the incumbents prove that access to UNEs is unimpaired rather than burden CLECs with a showing that there is impairment. Therefore we believe that a granular analysis will support a finding that competition is severely impaired without broad access to incumbent facilities via UNEs and UNE-P.

We have one of the highest percentages for competitive service provisioning via UNE-P. At this time, **98%** of the CLEC customers in Wyoming are served through **UNE-P**. None of the major CLECs have yet chosen to place a switch in Wyoming. Through the recent section **271** proceeding in Wyoming and through a recent TELRIC pricing proceeding for Qwest in Wyoming, evidence was presented on how unique the telecommunications market in Wyoming really is. For rural states like Wyoming, the strong presumption logically should be that UNEs remain on the impairment list at this time. This issue is a good example of where any national pronouncements or standards cannot and should not apply. It is appropriate the burden at this time should be on taking UNEs off the impairment list, not in adding UNEs to the impairment list.

If the FCC shifts the burden to CLECs to make the showing that their competitive service offerings are burdened by lack of access to UNEs and UNE-P it is doubtful that existing CLECs will have the financial capability or interest to even pursue a proceeding in Wyoming. Wyoming is likely not a very high priority target for the investments required for facilities based competition, especially in the currently depressed telecomm market. This in spite of the fact that we may have one of the most competitive frameworks in place due to our 1995 Wyoming Telecommunications Act which has caused most cross subsidies between services to be removed for the vast majority of Wyoming markets.

The FCC should not preempt the states on these important issues. This is an area where strong support for a state role is warranted and necessary. A strong state role is not inconsistent with developing and maintaining facilities-based local competition. Finally, we support the NARUC principles presented to you today on this important decision.

September 25, 2002

Senator Craig Thomas
109 Hart Senate Office Building
Washington, D. C. 20510

Senator Mike Enzi
290 Russell Senate Office Building
Washington, D. C. 20510

Representative Barbara Cubin
1114 Longworth House Office Building
Washington, D. C. 20515-5001

Dear Senators Thomas and Enzi and Representative Cubin:

There have recently been intense lobbying efforts by telecommunications companies urging you to preemptively do away with UNE-P (Unbundled Network Elements-Platform) through federal legislation. Because UNE-P has proven to be valuable in the development of competitive local telephone service markets in Wyoming, we recommend that you take a very cautious approach to this subject and not act quickly.

UNE-P is a combining of telecommunications network elements that constitute local exchange service; and it is well suited to support competitive entry for a broad range of customers and over large geographic areas -- particularly rural areas. An August 2002 study shows that Wyoming ranked fifth in the nation in the percentage share of local access lines (at 11.5% of all Wyoming lines) that competitors had gained through the use of UNE-P.

UNE-P has become the principal driver in recent competitive growth in the local exchange market throughout the United States, offering what is seen by many as the best transitional method for new competitors to use to establish a viable customer base. Successful use of UNE-P based market entry gives incentives to competitors to eventually construct their own networks.

Although criticism has been leveled at the pricing of UNE-P, we have conducted extensive, contested case total element long run incremental cost (TELRIC)

proceedings with Qwest; and we believe that the TELRIC standards used in setting the rates for Unbundled Network Elements (UNEs), interconnection and collocation are appropriate. Qwest has accepted the results of the Wyoming TELRIC proceedings.

Although there has been argument by Regional Bell Operating Companies that TELRIC pricing for UNE-P is flawed or unfair, TELRIC has gone through substantial legislative and judicial review. For example, a recent United States Supreme Court decision upheld the forward-looking TELRIC methodology **as** the standard established by the FCC. TELRIC standards, as a matter of law, provide Qwest and the other RBOCs the ability to recover forward-looking costs, including joint and common costs plus a reasonable profit.

The FCC and the Wyoming PSC have both expended considerable effort and resources implementing the competitive provisions of the federal Telecommunications Act of 1996 and the Wyoming Telecommunications Act of **1995**. The results of these combined efforts are being realized in growing competitive entry into Wyoming's local markets. Now is not the time to slow or stop this progress. With FCC reconsideration of Qwest's application for Section **271** approval for entry into long distance markets in Wyoming and throughout the west imminent, now is not the time to alter the standards and procedures currently in place to provide for fair methods of entry of other companies into Qwest's local markets. UNE-P should be examined carefully and not simply abolished.

The FCC is currently conducting its Triennial Review of UNEs, and this is the appropriate forum for a review and analysis of this situation and to advance the debate over UNE-P. We understand that Senator Daschle may be preparing an initiative which might have the effect of doing away with UNE-P. We urge you to oppose this initiative in favor of a more deliberate examination of the value of UNE-P in the emergence of competitive telecommunications markets in Wyoming and throughout the United States.

Sincerely,

STEVE ELLENEECKER
Chairman

STEVE FURTNEY
Deputy Chair

KRISTIN H. LEE
Commissioner

xc: Governor Jim Geringer
Margaret Spearman
Michael Stull

Wyoming PSC Comments on the Triennial Review

Wyoming is one rural, geographically large, low population density state where it would make more sense to have the incumbents prove that access to UNEs is unimpaired rather than burden CLECs with a showing that there is impairment. Therefore we believe that a granular analysis will support a finding that competition is severely impaired without broad access to incumbent facilities via UNEs and UNE-P.

We have one of the highest percentages for competitive service provisioning via UNE-P. At this time, **98%** of the CLEC customers in Wyoming are served through UNE-P. None of the major CLECs have yet chosen to place a switch in Wyoming. Through the recent section **271** proceeding in Wyoming and through a recent TELRIC pricing proceeding for Qwest in Wyoming, evidence was presented on how unique the telecommunications market in Wyoming really is. For rural states like Wyoming, the strong presumption logically should be that UNEs remain on the impairment list at this time. This issue is a good example of where any national pronouncements or standards cannot and should not apply. It is appropriate the burden at this time should be on taking UNEs off the impairment list, not in adding UNEs to the impairment list.

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The FCC should not preempt the states on these important issues. This is an area where strong support for a state role is warranted and necessary. A strong state role is not inconsistent with developing and maintaining facilities-based local competition. Finally, we support the NARUC principles presented to you today on this important decision.

From: Kytel@aol.com
To: mpowell@fcc.gov..fcc.gov
Date: Wed, Feb 12, 2003 1:12 PM
Subject: 1996 Telecom Act

Mr. Powell,

No more extensions please. As a cell phone subscriber who uses my phone for business, it is essential that I keep my existing phone number. However, I would like the portability that the 1996 Telecom Act promises me.

Please do not grant the wireless companies another extension

I thank you for your time and consideration to this matter.

Regards,

Tom Yurch
301 Rhode Island St.
8-14
San Francisco, CA 94103

From: Larry Sunday
To: Larry Sunday
Date: Wed, Feb 12, 2003 10:49 AM
Subject: Proposed FCC Changes Cost Consumers

Message sent to the following recipients:

Senator Edwards
Representative Jones
Message text follows:

Larry Sunday
111 Collins Court
Manteo, NC 27954

February 12, 2003

[recipient address was inserted here]

[recipient name was inserted here],

The Federal Communications Commission is considering taking actions that will restrict consumer choice by deregulating local phone service.

Millions of Americans like me could have their phone service threatened if the local phone companies aren't required to allow competitors access to the market. I'm also concerned about the Commission's move to relieve all broadband Internet access facilities of open access obligations.

Both of these key decisions will limit my choices as a consumer by lessening competition, diminishing cost savings and threatening consumer protections. As a constituent, I urge you to support competition and open access for local phone service.

Sincerely,

Larry L. Sunday

From: Laurence Zemlick
To: Commissioner Adelstein
Date: Wed, Feb 12, 2003 8:00 PM
Subject: Save Line Sharing

Dear Commissioner,
Save competition. Save Line sharing.
Respectfully,
Larry Zemlick

From: Lynne Sitkiewicz
To: Lynne Sitkiewicz
Date: Wed, Feb 12, 2003 10:51 AM
Subject: Proposed FCC Changes Cost Consumers

Message sent to the following recipients:

Senator Durbin
Senator Fitzgerald
Representative Hastert
Message text follows:

Lynne Sitkiewicz
7N300 Route 31
South Elgin, IL 60177

February 12, 2003

[recipient address was inserted here]

[recipient name was inserted here],

The Federal Communications Commission is considering taking actions that will restrict consumer choice by deregulating local phone service.

Millions of Americans like me could have their phone service threatened if the local phone companies aren't required to allow competitors access to the market. I'm also concerned about the Commission's move to relieve all broadband Internet access facilities of open access obligations.

Both of these key decisions will limit my choices as a consumer by lessening competition, diminishing cost savings and threatening consumer protections. As a constituent, I urge you to support competition and open access for local phone service.

Sincerely,

Lynne Sitkiewicz

From: maclu
To: Mike Powell
Date: Wed, Feb 12, 2003 9:39 PM
Subject: Line sharing

Sir,
As a Covad investor I'm asking that you preserve line sharing

Thank You
William L. McElwee maclu@dejaizd.com

From: Maggie Noonan
To: Mike Powell
Date: Wed, Feb 12.2003 1:34 PM
Subject: Save UNE-P!

<<UNE-Platform Letter MichaelPowell.doc>>

Maggie Noonan
Director of Operations
Access **One**, Inc.
820 W. Jackson, Suite 650
Chicago, IL 60607
312.441.9999
fax 312.441.1010
MaggieN@AccessOneInc.com



Date: February 12, 2003

To: Chairman Michael Powell

From: Maggie Noonan, Access One, Inc.

Re: UNE-P

I ask your support for the continued availability of the "UNE-Platform."

My company, Access One, offers local telephone service in the SBC territories. The company has achieved increasing success largely because it utilizes the combination of "unbundled network elements" – the UNE-Platform – to serve customers. It is absolutely critical that we have continued access to the UNE-Platform to remain competitive.

Unfortunately, the Regional Bell Operating Companies have launched a full-scale attack on the UNE-Platform, realizing it is a major threat to their continued market dominance. Their strategy is to impose certain restrictions on individual network elements that would destroy the competitive value of the UNE-Platform. If the RBOCs succeed, it will all but end any chance for consumers to enjoy the benefits of meaningful competition in local phone service.

Please oppose any effort at the Federal Communications Commission or at state agencies to limit the availability of the UNE-Platform. The UNE-Platform should be firmly and permanently established as a viable service option for competitive telecom carriers.

Thank you very much for your time and attention to this important matter.

Sincerely,

Maggie Noonan
Director of Operations
Access One Incorporated

From: Maggie Noonan
To: Commissioner Adelstein
Date: Wed, Feb 12, 2003 1:34 PM
Subject: Save UNE-P!

<<UNE-Platform Letter Jonathan Adelstein.doc>>

Maggie Noonan
Director of Operations
Access One, Inc.
820 W. Jackson, Suite 650
Chicago, IL 60607
312.441.9999
fax 312.441.1010
MaggieN@AccessOneInc.com



Date: February 12, 2003

To: Commissioner Jonathan Adelstein

From: Maggie Noonan, Access One, Inc.

Re: UNE-P

I ask your support for the continued availability of the "WE-Platform."

My company, Access One, offers local telephone service in select **SBC** territories. The company has achieved increasing success largely because it utilizes the combination of "unbundled network elements" – the UNE-Platform – to serve customers. It is absolutely critical that we have continued access to the UNE-Platform to remain competitive.

Unfortunately, the Regional Bell Operating Companies have launched a full-scale attack on the UNE-Platform, realizing it is a major threat to their continued market dominance. Their strategy is to impose certain restrictions on individual network elements that would destroy the competitive value of the UNE-Platform. If the RBOCs succeed, it will all but end any chance for consumers to enjoy the benefits of meaningful competition in local phone service.

Please oppose any effort at the Federal Communications Commission or at state agencies to limit the availability of the UNE-Platform. The UNE-Platform should be firmly and permanently established as a viable service option for competitive telecom carriers.

Thank you very much for your time and attention to this important matter.

Sincerely,

Maggie Noonan
Director of Operations
Access One Incorporated

From: Margaret Pierce
To: Margaret Pierce
Date: Wed, Feb 12, 2003 7:59 PM
Subject: Proposed FCC Changes Cost Consumers

Message sent to the following recipients:

Senator Hutchison
Senator Cornyn
Representative Doggett
Message text follows:

Margaret Pierce
8102 Club Court
Austin, TX 78759-8125

February 12, 2003

[recipient address was inserted here]

[recipient name was inserted here],

The Federal Communications Commission is considering taking actions that will restrict consumer choice by deregulating local phone service.

Millions of Americans like me could have their phone service threatened if the local phone companies aren't required to allow competitors access to the market. I'm also concerned about the Commission's move to relieve all broadband Internet access facilities of open access obligations.

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Sincerely,

Margaret R. Pierce

From: Mark Flavin
To: Mark Flavin
Date: Wed, Feb 12, 2003 12:56 PM
Subject: Proposed FCC Changes Cost Consumers

Message sent to the following recipients:

Senator Feinstein
Senator Boxer
Representative Pombo
Message text follows:

Mark Flavin
532 Jacaranda St
Brentwood, CA 94513-6354

February 12, 2003

[recipient address was inserted here]

[recipient name was inserted here],

The Federal Communications Commission is considering taking actions that will restrict consumer choice by deregulating local phone service.

Millions of Americans like me could have their phone service threatened if the local phone companies aren't required to allow competitors access to the market. I'm also concerned about the Commission's move to relieve all broadband Internet access facilities of open access obligations.

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Sincerely,

Mark Flavin

From: Mark Mansour
To: Commissioner Adelstein
Date: Wed, Feb 12, 2003 4:29 PM
Subject: Comments to the Commissioner

Mark Mansour (mmansour@national-tel.com) writes:

Mr. Martin;

Thanks for your reported support for the compromise measure that would permit "switching" and "transport" to remain available as an unbundled element. Our company would have likely have been forced to fold if UNE-P is no longer available. Indeed we have already begun planning for that awful possibility. We employ 9 people and are expanding. We hope to install our own switching in key markets when our penetration levels can support it (within 18 months) and start offering new value-added services to our target customers. We are saving our customers (primarily small business) 20-40% off what the inefficient incumbent (BellSouth) had been charging them for years. We hope to continue our growth.

Again, thanks for the compromise position and I (and many other small CLECs like us) urge you remain strong in your resolve to save "switching" as an unbundled element and thousands of jobs, especially mine. We hope to have it for as long as possible until we can justify installing switches in our key markets.

Sincerely,
Mark A. Mansour

Server protocol: HTTP/1.1
Remote host: 216.199.143.46
Remote IP address: 216.199.143.46

From: Mark Mansour
To: Commissioner Adelstein
Date: Wed, Feb 12, 2003 4:29 PM
Subject: Comments to the Commissioner

Mark Mansour (mmansour@national-tel.com) writes:

Mr. Adelstein;

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Again, thanks for the compromise position and I (and many other small CLECs like us) urge you remain strong in your resolve to save "Switching" as an unbundled element and thousands of jobs, especially mine. We hope to have it for as long as possible until we can justify installing switches in our key markets.

Sincerely,
Mark A. Mansour

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Remote host: 216.199.143.46
Remote IP address: 216.199.143.46